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10 Attorneys for Defendant
11 THE CHILDREN'S PLACE RETAIL STORES, INC.

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

GALINA SEEBROOK, individually and on
behalf of all others similarly situated,

Plaintiffs,

v.
THE CHILDREN'S PLACE RETAIL
STORES, INC., a Delaware corporation,

Defendant.

Case No. 11-cv-00837-CW

**STIPULATION AND ORDER RELATING
CASES**

1 Pursuant to Local Civil Rules 3-12, 7-11, and 7-12, counsel for plaintiff Galina Seebrook
 2 in *Seebrook v. The Children's Place Retail Stores, Inc.*, Case No. 11-cv-00837-CW
 3 ("Seebrook"), counsel for plaintiff Maria Isabel Beltran in *The Children's Place Retail Stores, Inc., et al.*, Case No. 11-cv-01664-CW ("Beltran"), counsel for plaintiff Nicole DiSimone in *DiSimone v. The Children's Place Retail Stores, Inc., et al.*, Case No. 11-cv-02223-SC ("DiSimone"), counsel for plaintiff Kristen Hartman in *Hartman v. The Children's Place Retail Stores, Inc., et al.*, Case No. 11-cv-02604-JSC, and counsel for defendant The Children's Place Retail Stores, Inc. ("Children's Place") jointly submit the following Stipulation that the four cases are related.

10 **RECITALS**

11 **WHEREAS**, on February 17, 2011, plaintiff Nicole DiSimone filed the above-referenced
 12 putative class action lawsuit against defendant Children's Place in the Superior Court of the State
 13 of California, County of Los Angeles;

14 **WHEREAS**, on February 23, 2011, plaintiff Galina Seebrook filed this putative class
 15 action lawsuit against defendant Children's Place in this Court;

16 **WHEREAS**, on March 9, 2011, plaintiff Maria Isabel Beltran filed the above-referenced
 17 putative class action lawsuit against defendant Children's Place in the Superior Court for the State
 18 of California, County of San Francisco;

19 **WHEREAS**, on March 28, 2011, Children's Place removed the *DiSimone* case to the
 20 United States District Court for the Central District of California;

21 **WHEREAS**, on April 6, 2011, Children's Place removed the *Beltran* action to the United
 22 States District Court for the Northern District of California;

23 **WHEREAS**, on April 18, 2011, the Honorable Claudia Wilken issued an order relating the
 24 *Seebrook* and *Beltran* cases and reassigning the *Beltran* case to her docket;

25 **WHEREAS**, on May 2, 2011, the Honorable A. Howard Matz ordered that the *DiSimone*
 26 action be transferred to the Northern District of California;

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1 WHEREAS, Children's Place and plaintiffs Seebrook, Beltran, and DiSimone previously
2 stipulated that their cases were related to each other, and on May 26, 2011, the Honorable
3 Claudia Wilken issued an order relating the *DiSimone* case to the *Seebrook* and *Beltran* cases
4 and reassigned the *DiSimone* case to her docket;

5 **WHEREAS**, on June 1, 2011, plaintiff Kristen Hartman filed the above-referenced putative
6 class action lawsuit against defendant Children's Place in this Court;

7 WHEREAS, on June 22, 2011, Children's Place filed an Administrative Motion to
8 Consider Whether these Actions Should Be Related; and

9 **WHEREAS**, plaintiffs' counsel and Children's Place's counsel agree that the *Hartman*
10 action should be deemed related to the previously related *Seebrook*, *Beltran*, and *DiSimone*
11 actions under Local Civil Rule 3-12.

STIPULATION

13 **NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED**, by and between the parties
14 hereto through their respective counsel of record, that:

15 1. The *Seebrook*, *Beltran*, *DiSimone*, and *Hartman* actions are related within the
16 meaning of Civil Local Rule 3-12; and

17 2. The Case Management Conference currently set for July 12, 2011 (*Seebrook,*
18 *Beltran*, and *DiSimone*) should be taken off calendar, and the Parties should be relieved of their
19 obligations in connection with this Case Management Conference pending the Court's ruling on
20 the Administrative Motion to Consider Whether these Actions Should Be Related. A Joint Case
21 Management Conference should be scheduled for a new date.

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1 **IT IS SO STIPULATED.**

2 Dated: June 22, 2011

COOLEY LLP
MICHELLE C. DOOLIN (179445)
MAZDA K. ANTIA (214963)
JENNIFER M. FRENCH (265422)

5 /s/ Jennifer M. French

6 Jennifer M. French

7 Attorneys for Defendant
8 THE CHILDREN'S PLACE RETAIL STORES, INC.

10 Dated: June 22, 2011

HOFFMAN & LAZEAR
H. TIM HOFFMAN (049141)
ARTHUR W. LAZEAR (083603)
CHAD A. SAUNDERS (257810)

14 /s/ Chad A. Saunders

15 Chad A. Saunders

16 Attorneys for Plaintiff
17 GALINA SEEBROOK

18 Dated: June 22, 2011

19 HARRISON PATTERSON & O'CONNOR LLP
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MATTHEW J. O'CONNOR (203334)

21 /s/ James R. Patterson

22 James R. Patterson

23 Attorneys for Plaintiff
24 MARIA ISABEL BELTRAN

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1 Dated: June 22, 2011

2 RIDOUT & LYON, LLP
3 CHRISTOPHER P. RIDOUT (143931)
4 DEVON M. LYON (218293)
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6 */s/ Caleb LH Marker*
7 Caleb LH Marker

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9 Attorneys for Plaintiff
10 NICOLLE DiSIMONE

11 Dated: June 22, 2011

12 STONEBARGER LAW, APC
13 GENE J. STONEBARGER (209461)
14 RICHARD D. LAMBERT (251148)

15 */s/ Gene J. Stonebarger*
16 Gene J. Stonebarger

17 Attorneys for Plaintiff
18 KRISTEN HARTMAN

FILER'S ATTESTATION

Pursuant to General Order No. 45, Section X, Subparagraph B, the undersigned attests that all parties have concurred in the filing of this Stipulation Regarding Deadline to Respond to Complaint.

Dated: June 22, 2011

COOLEY LLP
MICHELLE C. DOOLIN (179445)
MAZDA K. ANTIA (214963)
JENNIFER M. FRENCH (265422)

/s/ Jennifer M. French
Jennifer M. French

Atorneys for Defendant
THE CHILDREN'S PLACE RETAIL STORES,
INC.

ORDER

Based on the foregoing, and good cause appearing, **IT IS HEREBY ORDERED** that:

1. The *Seebrook*, *Beltran*, *DiSimone*, and *Hartman* actions are related within the meaning of Civil Local Rule 3-12.

2. The Case Management Conference currently set for July 12, 2011 (*Seebrook, Beltran, and DiSimone*) shall be taken off calendar, and the Parties are relieved of their obligations in connection with this Case Management Conference. The Court shall issue a new scheduling order for a Joint Case Management Conference for all four related cases.

IT IS SO ORDERED.

Dated: **6/24/2011**

Claudia Wilken
THE HONORABLE CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE